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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID INIGUEZ,

Defendant.

Criminal No. CR 07-0278 MAG

**[PROPOSED] ORDER AND
STIPULATION EXCLUDING TIME
FROM OCTOBER 30, 2007 TO
JANUARY 30, 2008**

The parties appeared before the Honorable Elizabeth D. Laporte on October 30, 2007.
With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(b), from October 30, 2007 to January 30, 2008, in light of the need for the defendant to obtain a determination in other administrative proceedings and in light of the need for defendant's continuity of counsel. Failure to grant the requested continuance would unreasonably deny defense counsel and government counsel reasonable time necessary for

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1 effective preparation, taking into account the exercise of due diligence and the defendant's wish
2 to obtain resolution on administrative proceedings with the Social Security Administration and
3 for defendant's continuity of counsel.

4 2. Given these circumstances, the Court found that the ends of justice served by
5 excluding the period from October 30, 2007 to January 30, 2008 outweigh the best interest of the
6 public and the defendant in a speedy trial. Id. § 3161(h)(8)(A).

7 3. Accordingly, and with the consent of the defendant, the Court ordered that the period
8 from October 30, 2007 to January 30, 2008 be excluded from Speedy Trial Act calculations
9 under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

10 IT IS SO STIPULATED.

11
12 DATED: 11/26/07

/s/

JODI LINKER
Counsel for David Iniguez

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14
15 DATED: 11/24/07

/s/

WENDY THOMAS
Special Assistant U.S. Attorney

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17
18 IT IS SO ORDERED.

19 DATED: _____

THE HON. ELIZABETH D. LAPORTE
United States Magistrate Judge